

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Alexander Opoku-Agyemang	Team: Team # 5	CCRB Case #: 201214328	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 11/08/2012 7:21 PM	Location of Incident: Farmers Boulevard and Guy R. Brewer Boulevard		Precinct: 105	18 Mo. SOL 5/8/2014	EO SOL 5/8/2014
Date/Time CV Reported	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 12/10/2012 9:52 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POF Catherine Kunst	10136	943284	105 PCT
2. Officers			105 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POF Catherine Kunst	Force: PO Catherine Kunst used physical force against § 87(2)(b)	
B. Officers	Force: Officers used physical force against § 87(2)(b)	

### Case Summary

On November 9, 2012, Cutis § 87(2)(b) called IAB and filed the following complaint. The complaint was subsequently forwarded to the CCRB on December 10, 2012, via IAB log # 12-58984. A summary of § 87(2)(b) complaint is outlined below.

At approximately 7:21 p.m. on November 8, 2012, § 87(2)(b) was waiting in line at a BP gas station located at Farmers Boulevards and Guy R. Brewer Boulevard in Queens. An unidentified officer gave him permission to remain in the line because he was a postal worker. When he reached the gas pumps, an officer, who was identified in the IAB log as PO Catherine Kunst of the 105<sup>th</sup> Precinct, told him to “get the hell off the line.” PO Kunst allegedly pulled § 87(2)(b) out of his car and kneed him in the groin (**Allegation A**). Three unidentified male officers gather around and allegedly kicked § 87(2)(b) multiple times (**Allegation B**). § 87(2)(b) was arrested by PO Kunst and charged with disorderly conduct.

PO Kunst was identified in the IAB log as the officer who pulled § 87(2)(b) out of his car and kneed him in the groin. PO Kunst is also listed on § 87(2)(b) arrest report as his arresting officer. The IAB log provided no details on the identities of the three male officers who kicked § 87(2)(b). Without further details from § 87(2)(b) the CCRB was unable to identify these officers. Physical force allegations were therefore pleaded against PO Kunst and “Officers” from the 105<sup>th</sup> Precinct.

The IAB log listed an address and a telephone number for § 87(2)(b). Calls were made to § 87(2)(b) on December 11, 2012, and December 13, 2012. On the first call a voicemail message was left. § 87(2)(b) picked up the second call and an interview appointment was scheduled for January 7, 2013. On January 7, 2013, § 87(2)(b) failed to appear for his interview appointment and without calling to cancel or reschedule. Three subsequent calls were made to § 87(2)(b) between January 8, 2013, and January 14, 2013. Voicemail messages were left on the two occasions and a message was left with a male who identified himself as § 87(2)(b) son on one occasion. Letters were sent to § 87(2)(b) on January 8, 2013, and January 14, 2013. These letters were not returned by the US Postal Service. § 87(2)(b) has not responded to these subsequent attempts to contact him. A search for § 87(2)(b) on the Department of Corrections Inmate Tracking website on January 14, 2013, revealed that he was not incarcerated. § 87(2)(b) has failed to appear for an interview appointment and has not responded to subsequent attempts to contact him. § 87(2)(g)

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Team: 5

Investigator:	_____	<u>Alexander Opoku-Agyemang</u>	<u>January 15, 2013</u>
	Signature	Print	Date

Supervisor:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date